IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.25845-M of 2006

DATE OF DECISION:31.10.2006

Dr. Tejinderpal Singh Multani .....Petitioner

Versus

State of Punjab .....Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri K.S. Dadwal, Advocate
for the petitioner.

Shri N.S. Gill, AAG, Punjab.

Shri D.S. Sandhu, Advocate
for the complainant.

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Petitioner Dr. Tejinderpal Singh Multani apprehending his arrest in a non-bailable offence in case FIR No. 59 dated 17.4.2006 under Section 381 IPC, registered at Police Station City Kapurthala, has filed this petition under Section 438 Cr.P.C. for anticipatory bail.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that the petitioner, who is MBBS, had, initially, joined the BBS Scanning & Diagnostic Centre, of the complainant, as a doctor, on part time basis. Late on, he became a full time employee of the complainant, vide agreement dated 31.1.2006, Annexure P-1, at a fixed salary of Rs.38,000/- per month, and he remained as such upto 31.3.2006. The complainant, however, did not pay his salary for the period from November 2005 to March 2006, and when a sum of Rs.97,000/- had piled up as arrears of salary, he made a demand in that regard, in the presence of Manmohan Singh and two other persons, on 1.4.2006. Having felt offended with this act of his, the complainant got this

false case registered against him, alleging that he had stolen a Probe- a part of the Scanning Machine about three days prior to the lodging of the FIR.

Counsel for the petitioner further contends that in view of the order dated 2.5.2006, the petitioner has joined the investigation. This fact has not been disputed by the State Counsel.

In view of the above, the interim bail, granted vide order dated 2.5.2006 is made absolute subject to the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for material change in the circumstances. Thereafter the petitioner shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

October 31, 2006 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**